In the United States Court of Federal Claims

No. 99-167

(Filed: MAR 2 4 1998)

JAMES G. KING)
)
v.)
)
THE WASHINGTON ADVENTIST)
HOSPITAL and)
)
THE WESTFIELD ENTERPRISES INC.)

ORDER

This pro se plaintiff moves for leave of the Court to proceed in forma pauperis to pursue a claim against private entities. Upon consideration of the plaintiff's submissions, his motion to proceed in forma pauperis is granted. The Complaint, however, is to be dismissed.

In his barely comprehensible Complaint, the plaintiff appears to be suing a hospital for its confinement of the plaintiff's daughter. However, this Court's jurisdiction only extends to claims against the United States. See 28 U.S.C. § 1491(a)(1).

To the extent that the Complaint seeks damages against the United States, this Court does not have jurisdiction over claims of violations of an individual's civil or constitutional rights. See generally 28 U.S.C. § 1491; see also Martinez v. United States, 26 Cl. Ct. 1471, 1476 (1992), aff'd, 11 F.3d 1069 (Fed. Cir. 1991). Nor does the Court's jurisdiction extend to tort claims against Government officials. See Caravella v. United States, 9 Cl. Ct. 280, 285 (1985), aff'd, 795 F.2d 1016 (Fed. Cir. 1986).

IN THE UNITED STATES COURT OF
CLAIMS

MR. JAMES G. KING
COMPLAINANT

V.

THE WASHINGTON ADVENTIST HOSPPITAL
THE WESTFIELD ENTERPRISES INC.
DEFENDANTS

DOCKET
In_____
CV_99-5067/
RE.----------

COMPLAINT (En banco)

NOW HERE COMES priori (U.S. CODE; TITLE 42, SECTION 1981(a) AND(c)) WITH COMPLAINANT (ONE) James G. King to complain and subsequently Request review on the MERITS OF ALL TRANSCRIPTS AS THESE RELATE TO HIS INVOLVEMENT AND DEFAULT S infra ambulient (one) Mrs Dianne K. Franklin, et. Al.

REASONS

I. Denial of Due Process.
II. Severe physical and mental abuse after the fact.
III. Gross Professional and Social damages (ambulient) is a JURIS DOCTOR
IV. Ambulient was and is a victim of Medical Malpractice at the hands of defendants et. Al..
V. Ambulient was the victim of illegal search and seizure (supra in cause) Was the failure of the arresting officer to give ambulient either verbal or Written notice of her Miranda Rights.
Catastrophic financial burdens as placed upon ambulient and her father (one) James G. King. In excess of some five thousand dollars to date . with further legal and medical costs mounting at this writing.

WHEREFORE Complainant WAIVES DEFENDANTS REPLY AND DEMAND S judgement in the sum of__three hundred thousand dollars and costs>

__JAMES G. KING
COMPLAINANT ADDRESS----------

city----------STATE----------

United States District Court
Eastern District Of New York
----------x
James King, et al.,

Plaintiffs(s),

against
Washington Adventist Hosp.,

Defendant(s).
----------x

ORDER
CV-99-1592 (CBA)

A status conference will be held in this case at 4:00 pm on June 11, 1999 before John L. Caden, United States Magistrate Judge, in Room 319, 225 Cadman Plaza East, Brooklyn, New York. All counsel must be present. In the event an answer has not been filed, plaintiff's counsel is to notify counsel for the defendant of this conference as soon as an answer is filed. If an answer is not filed, plaintiff's counsel is to notify the undersigned, in writing, to reach chambers two days before the scheduled conference. THE PARTIES ARE REMINDED OF THE REQUIREMENTS OF RULE 26(f) F.R.C.P. IT IS EXPECTED THAT THE MEETING REQUIRED BY THIS RULE WILL BE HELD AT LEAST 14 DAYS BEFORE THE CONFERENCE. No request for adjournment will be considered unless made at least forty-eight (48) hours before the scheduled conference.

The clerk is directed to mail a copy of this Order to counsel for all parties appearing in this case.

SO ORDERED.

Dated: Brooklyn, New York
April 5, 1999

JOHN L. CADEN
United States Magistrate Judge
Eastern District of New York

NOTE: PLAINTIFF'S COUNSEL IS DIRECTED TO CONFIRM WITH HIS OR HER ADVERSARY THAT ALL NECESSARY PARTIES ARE AWARE OF THIS CONFERENCE.

Before: JOHN L. CADEN
United States Magistrate

Date: 6/11/99

Time: 4

DOCKET NO. 99C 1592 ASSIGNED JUDGE Conar

NAME OF CASE King v Washington Adventist

CIVIL CONFERENCE

✓ INITIAL CONF. ____ DISCOVERY ____ SETTLEMENT ____ OTHER

APPEARANCES: Plaintiff pro se

D Washington Adventist Burch

" The Mall " Defendant Derolis

Discovery to be completed by ____

Next Conference scheduled for ____

Pretrial Order to be submitted by ____

Plaintiff ____

Defendant ____

THE FOLLOWING RULINGS WERE MADE:

As will move to dismiss the 2 [illegible] complaint forthwith on the recommendation of magistrate judge Caden on the grounds of (1) failure to state a c/action (2) lack of [illegible] jurisdiction

BEST AVAILABLE COPY

STATEMENT OF ACCOUNT

Please enter address or insurance changes on back and check this box ☐. Please detach along dotted line and return this portion with your payment.

2512119 FRANKLIN ,DIANE
WASHINGTON ADVENTIST HOSPITAL
6930 CARROLL AVE., SUITE 300
TAKOMA PARK, MD 20912

PLEASE PAY THIS AMOUNT	DUE BY
.00	
AMOUNT PAID ▶	$

ACCOUNT NUMBER AND NAME
2512119
FRANKLIN ,DIANE

FOR INFORMATION ON ACCOUNT, PLEASE CALL
3018911933

SEND PAYMENT TO
WASHINGTON ADVENTIST HOSPITAL
P.O.BOX 85080
RICHMOND, VA 23285-4200

ADM DT: 020299
DSH DT: 021699

DIANE FRANKLIN
10528 WESTLAKE DR
BETHESDA MD 20817-1050

WASHINGTON ADVENTIST HOSP
7600 CARROLL AVENUE
TAKOMA PARK, MD 20912

Page No. 1

Account Number: 2512119
Patient Name: FRANKLIN ,DIANE
Service Start: 02/02/99 Service End: 02/16/99
Statement Date: 04/15/99 Last Statement Date: 02/21/99

QUESTIONS? Please Call: 3018911933 Contact:

ACCOUNT BALANCE	ESTIMATED INSURANCE DUE	TOTAL PATIENT CREDITS	PLEASE PAY THIS AMOUNT
9,599.40	9,599.40	.00	.00

TRANS DATE	DESCRIPTION	AMOUNT
	PREVIOUS BALANCE	9,599.40

d I P WO QH 1 000047664 ACCOUNT BALANCE 9,599.40

YOUR INSURANCE COMPANY HAS NOT YET PAID YOUR ACCOUNT.
PLEASE CONTACT THEM REGARDING THE STATUS OF YOUR ACCOUNT.
YOUR REPRESENTATIVE IS AVAILABLE BETWEEN 9 AM AND 4 PM.
WE CURRENTLY ACCEPT ONLY MC/VISA/AMERICAN EXPRESS.
PLEASE CALL OFFICE OR COMPLETE BACK OF FORM WITH
CREDIT CARD INFORMATION. THANK YOU.

SUBURBAN HOSPITAL

P.O. Box 79216
Baltimore, MD 21279

JULY 26, 1999

L-1926182
DIANNE G FRANKLIN
FRANKLIN, DIANNE G.
10528 WESTLAKE DRIVE #304

BETHESDA MD 20817

Pt. Name: FRANKLIN, DIANNE G.
Acct.#: 022612683-990202
Date of Service: 02/02/1999
Balance: $452.60

The above account is seriously past due. Previously we sent you an invoice requesting payment. We offered alternative payment arrangements in those requests but you have failed to respond.

Payment or arrangements must be made immediately. If we have not heard from you within 10 days, your account will be referred to our collections agency. Please include your account number on your check or money order and remit to the address listed above.

We are truly sorry this situation has been allowed to progress to these extreme measures, but you have been give previous opportunities to resolve this matter. If we can assist you with any questions, please call us at (410) 616-9001 or (800) 243-9797 between the hours of 9:00 a.m. and 9:00 p.m.

In the United States Court of Federal Claims

No. 99-167 C

FILED

JAMES G. KING,

JUDGMENT

v.

THE WASHINGTON ADVENTIST HOSPITAL,

and

THE WESTFIELD ENTERPRISES INC.

Pursuant to the court's Order, filed March 24, 1999,

IT IS ORDERED AND ADJUDGED this date, pursuant to Rule 58, that the complaint is dismissed for lack of subject matter jurisdiction.

Margaret M. Earnest
Clerk of Court

March 25, 1999

By: Lisa L. [illegible]
Deputy Clerk

NOTE: As to appeal, 60 days from this date, see RCFC 72, re number of copies and listing of all plaintiffs. Filing fee is $105.00.